

City of Scottsbluff, Nebraska

Monday, November 5, 2018

Regular Meeting

Item Resolut.1

Council to consider an ordinance establishing a fee for lift assistance to individuals, assisted living facilities and nursing care facilities.

Staff Contact: Thomas Schingle, Fire Chief

Agenda Statement

Item No.

For Meeting of: November 5, 2018

AGENDA TITLE: Council to consider an ordinance establishing a fee for lift assistance to individuals, assisted living facilities and nursing care facilities.

SUBMITTED BY DEPARTMENT/ORGANIZATION: Fire

PRESENTATION BY: Tom Schingle

SUMMARY EXPLANATION: This ordinance would establish the parameters for when the fire department may assess a fee for lifting individuals at home or lifting individuals residing in an assisted living or nursing facility who require no medical attention. The idea is to prevent individuals and facilities from taxing the fire department resources where no medical emergency exists, which potentially prevents the fire department from responding to other emergencies. This fee would not be assessed to individuals who refuse medical treatment, upon being advised treatment is recommended, or other pre-hospital care providers who request assistance with bariatric patients.

BOARD/COMMISSION RECOMMENDATION:

STAFF RECOMMENDATION: Adopt

EXHIBITS

Resolution ☐ Ordinance X☒ Contract ☐ Minutes ☐ Plan/Map ☐

Other (specify) _____

NOTIFICATION LIST: Yes ☐ No ☐ Further Instructions ☐

Please list names and addresses required for notification.

APPROVAL FOR SUBMITTAL: _____
City Manager

Rev: 11/15/12 City Clerk

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SCOTTSBLUFF, NEBRASKA, AMENDING THE MUNICIPAL CODE REGARDING MISCELLANEOUS SERVICES PROVIDED BY THE FIRE DEPARTMENT AT CHAPTER 6, ARTICLE 6 TO ESTABLISH A FEE FOR LIFT ASSISTANCE TO INDIVIDUALS, ASSISTED LIVING FACILITIES AND NURSING CARE FACILITIES, PROVIDING FOR PUBLICATION IN PAMPHLET FORM AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF SCOTTSBLUFF, NEBRASKA.

Section 1. The Scottsbluff Municipal Code is now amended to include a new Section 6-6-33.3 to provide as follows:

“6-6-33.3. Miscellaneous; Fire Department Services.

On occasion the City’s Fire Department is called upon to provide lift assistance service for individuals either at their home or at an assisted living facility or nursing care facility. Lift assistance service shall mean any time the Fire Department is summoned to respond to provide assistance in physically moving a person who does not require any additional medical transportation.

When the Fire Department is requested to respond for lift assistance, a fee of \$100 shall be imposed on the person making the request. Provided, the fee shall not be imposed for the following:

- (i) when any individual refuses medical treatment or transport upon which the individual signs a treatment refusal form after being advised treatment or transport is recommended;
- (ii) on any other pre-hospital emergency treatment provider who requests assistance only for the lifting and movement of a bariatric patient.

The City shall, within ten (10) days of receiving itemized costs incurred for an emergency response, submit a bill for the \$100 fee by First Class Mail or personal delivery to any person or entity who has requested the lift assistance service. The bill shall be due and payable within thirty (30) days from the date on the bill. If any person or entity who requests lift assistance service fails to pay the bill submitted by the City, the City shall have a right to bring a cause of action in an appropriate court to collect such fee.”

Section 2. This Ordinance shall become effective upon its passage, approval as provided by law, and publication shall be in pamphlet form.

PASSED and APPROVED on _____, 2018.

Attest:

Mayor

City Clerk (Seal)

Approved as to Form:

Deputy City Attorney